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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/166,779	10/06/1998	THOMAS G. WOOLSTON	52811.000004	9515

20985 7590 10/15/2002

FISH & RICHARDSON, PC
4350 LA JOLLA VILLAGE DRIVE
SUITE 500
SAN DIEGO, CA 92122

EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED: 10/15/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

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Art Unit: 3624

DETAILED ACTION

1. This communication is responsive to Appellants' Appeal Brief filed on July 22, 2002.
2. The Appeal Brief filed on July 31, 2000 is defective because the brief does not contain arguments which correlate with the rejections of the Final Office Action. Specifically, Appellant argues a rejection of Claim 11 over *Ginter et al* at pages 7-9 of the Appeal Brief. Claim 11 was rejected over *Nahan et al* in view of *Save the Earth Foundation: Internet Online Rock and Roll Art Auction Celebrating Earth Day is Declared Open to the World for One Month*. For this reason, the arguments regarding Claim 11 at pages 7-9 render the Appeal Brief defective.

APPLICANT IS REQUIRED TO SUPPLY THE NECESSARY COPIES WITHIN A TIME LIMIT OF ONE MONTH FROM THE DATE OF THIS LETTER OR WITHIN TWO MONTHS FROM THE DATE OF THE NOTICE OF APPEAL OR WITHIN THE TIME ALLOWED FOR RESPONSE TO THE ACTION APPEALED FROM, WHICHEVER IS THE LONGER, TO AVOID DISMISSAL OF THE APPEAL. NO EXTENSION OF THIS ONE MONTH TIME LIMIT MAY BE GRANTED UNDER EITHER 37 C.F.R. § 1.136(a) OR (b), BUT THE TWO MONTH PERIOD FOR FILING THE BRIEF MAY BE EXTENDED TO A MAXIMUM OF SIX MONTHS.

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Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles Kyle whose telephone number is (703) 305-4458. The examiner can normally be reached Monday-Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached at (703) 308-1065.

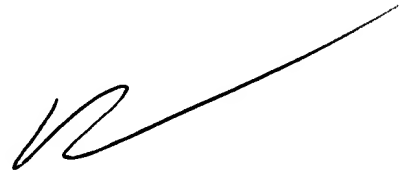
The fax number for Formal or Official faxes and Draft or Informal faxes to Technology Center 2100 or this Art Unit is (703) 746-5560.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-3900.

Crk

Crk

October 8, 2002



VINCENT MILLIN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600